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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1549 OF 2005
IN
INCOME TAX APPEAL (LOD) NO.615 OF 2005

M/s.Industrial Investment Trust Ltd. ..Appellant.

V/s.

The Joint Commissioner of Income Tax ..Respondent.

Mr.Sameer Dalal for appellant.

Mr.P.S.Sahadevan for respondent.

CORAM : F.I.REBELLO AND
J.P.DEVADHAR, JJ.

DATED : 22ND OCTOBER, 2007.

P.C. :-

There is a delay of 191 days in preferring the appeal. Considering the affidavit in support of the Motion, which has not been contested, in our opinion, the same would amount to sufficient cause.

2. Counsel for the appellant informs us that in respect of an appeal based on similar questions of law, this Court had condoned the delay. Considering the above, motion is made absolute in terms of prayer clause (a). Office to register the appeal.

3. Motion is disposed of accordingly.

(J.P.DEVADHAR, J.) **(F.I.REBELL0, J.)**